

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**LAWRENCE DOMINGO RILEY**

**PLAINTIFF**

**VERSUS**

**CIVIL ACTION NO. 1:04cv528LG-JMR**

**GEORGE PAYNE, SHERIFF OF HARRISON COUNTY**

**DEFENDANT**

**FINAL JUDGMENT**

This matter is before the Court on submission of the Report and Recommendation of Chief United States Magistrate Judge John M. Roper [39-1] entered in this cause on March 9, 2006. The Court, having adopted said Report and Recommendation as the finding of this Court by Memorandum Opinion and Order entered this date, finds that this matter should be dismissed. Accordingly,

**IT IS ORDERED AND ADJUDGED**, that there is no genuine issue as to any material fact on Plaintiff's claims brought against Defendant Payne; therefore Defendant is entitled to Judgment as a Matter of Law pursuant to FED. R. CIV. P. 56.

**IT IS FURTHER ORDERED AND ADJUDGED** that this matter be, and is hereby, dismissed with prejudice.

**SO ORDERED AND ADJUDGED** this the 31<sup>th</sup> day of March, 2006.

*s/ Louis Guirola, Jr.*  
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LOUIS GUIROLA, JR.  
UNITED STATES DISTRICT JUDGE